UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/766,649	01/27/2004	Younger Ahluwalia	03398.000006.	4007

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EXAMINER
CHANG, VICTOR S

ART UNIT	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE
_____

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES
_____

Ex parte YOUNGER AHLUWALIA,
MATTI KIIK and THOMAS D. KAROL
_____

Appeal No. 2009-013892
Application No. 10/766,649
Technology Center 1700
_____

Mailed: September 25, 2009
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Before DALE M. SHAW, *Chief Appeals Administrator.*

ORDER REMANDING TO EXAMINER

    This application was electronically received by the Board of Patent
Appeals and Interferences on August 10, 2009. A docketing notice
assigning Appeal Number 2009-013892 was mailed on August 13, 2009.

EXAMINER'S CONSIDERATION OF REPLY BRIEF

    A Reply Brief and Request for Oral Hearing were filed in this
application on June 25, 2009. There is no evidence on the record indicating
that the Examiner has considered the Reply Brief in accordance with
37 CFR § 41.43(a)(1) and MPEP § 1208, part II.

<u>CONCLUSION</u>

Accordingly, it is ORDERED that the application be returned to the Examiner:

1) to consider the Reply Brief filed June 25, 2009, as indicated above; and

2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DMS:psb

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